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PTO/SB/21 (04-04) Approved for use through 07/31/2006. OMB 0651-0031

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Application Number. **Application Number** 10/775.629 **TRANSMITTAL** Filing Date February 10, 2004 FORM First Named Inventor Zeira et al. Art Unit Not Yet Known (to be used for all correspondence after initial filing) Examiner Name Not Yet Known Attorney Docket Number I-2-0466.1US Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer **Extension of Time Request** Identify below): Form PTO-1449 w/ copy of Request for Refund **Express Abandonment Request** International Search Report CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Scott Wolinsky Reg. No. 46,413 Individual name Volge and Koenig, P.C Signature Date August 17, 2004 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Scott Wolinsky Date August 17, 2004 Signature

This collection of information is required by 37 CFR 1.5. The information is equired to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

I-2-0466.1US

August 17, 2004



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Our File:

Date:

## In the **PATENT APPLICATION** of:

Zeira et al.

**Application No.:** 

10/775,629

Filed:

February 10, 2004

For: WIRELESS COMMUNICATION METHOD AND SYSTEM FOR CONTROLLING DATA BIT RATES TO MAINTAIN THE QUALITY OF

RADIO LINKS

Group:

Not Yet Known

Examiner:

Not Yet Known

## INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Further to Applicants' Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicants wish to bring to the Examiner's attention the material cited on the enclosed PTO-1449 form.

Pursuant to Pre-Official Gazette Notice signed July 11, 2003 waiving the requirements under 37 C.F.R. § 1.98(a)(2)(i) for applications filed after June 30, 2003, copies of the cited U.S. documents have not been included.

Pursuant to 37 C.F.R. § 1.97(e)(1), the undersigned certifies that each item of information contained in this Information Disclosure Statement was cited in an International Search Report, copy enclosed, from a foreign patent office, the United States Patent and Trademark Office acting as ISA in a corresponding International Application, and that this communication was not received by any individual designated in §1.56(c) more than three (3) months prior to the filing of the information disclosure statement.

Applicant: Ziera et al. Application No.: 10/775,629

Pursuant to 37 C.F.R. § 1.97(e)(2), the undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counter part foreign application, and, to the knowledge of the person signing the certification, after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the PTO-1449 form indicating his consideration of the cited materials.

Respectfully submitted,

Zeira et al.

Scott Wolingh

Registration No. 46,413

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Volpe and Koenig, P.C. United Plaza, Suite 1600 30 South 17th Street Philadelphia, PA 19103

SW/ks

Enclosures (2)

DEMI-RIKE	FORM PTO-1449			ATTY. DOCKET NO. I-2-0466.1US	SERIAL NO. 10/775,629			
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE				APPLICANT Zeira et al.				
INFORMATION DISCLOSURE STATEMENT BY APPLICANT			FILING DATE February 10, 2004	GROUP Not Yet Known				
(Use several sheets if necessary)								
			U.S. PATENT	DOCUMENTS	<del></del>	1		
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS		DATE IF
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		OTHER DOCUMENT	S (Including Au	uthor, Title, Date, Pertinent Page	es, Etc.)			
		Friberg et al., U.S. 2002/0115443 A1, August 2002.						
_		Proctor, Jr., U.S. 2004/0047328 A1, March 2004.						
		Koo et al., 2004/0106425 A1, June 2004.						
		Livet et al., U.S. 2004/0132441 A1, July 2004.						
		EXAMINER		DATE CO	NSIDERE	D		

**EXAMINER**